

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF TEXAS
AUSTIN DIVISION

BREE MCCLESKEY,	§	
<i>Plaintiff,</i>	§	
	§	
v.	§	CIVIL ACTION NO. 1:20-cv-00166-ML
	§	
TOLTECA ENTERPRISES, INC. D/B/A	§	
THE PHOENIX RECOVERY GROUP, &	§	
SINGER MANAGEMENT, LLC, &	§	
GEORGETOWN PLACE, LTD. a/k/a	§	
GEORGETOWN PLACE APARTMENTS,	§	
& TRAVELERS CASUALTY AND	§	
SURETY COMPANY OF AMERICA,	§	
<i>Defendants.</i>	§	

**JOINT STIPULATION AND NOTICE OF WITHDRAWAL OF
MOTION TO DISMISS (DKT. #47)**

Plaintiff Bree McCleskey (“Plaintiff”) and Defendants Georgetown Place, Ltd. (“Georgetown Place”) and Singer Management, LLC (“Singer”) file this Joint Stipulation and Notice of Withdrawal of Motion to Dismiss, respectfully show the Court as follows:

1. On November 20, 2020, the Court rendered an order granting Plaintiff’s Opposed Motion for Leave to File Plaintiff’s First Amended Complaint. (Dkt. #25.) Plaintiff’s First Amended Complaint named Georgetown Place, Singer, and Travelers as additional defendants. (Dkt. #26.)
2. On March 3, 2021, Georgetown Place and Singer filed their Motion to Dismiss. (Dkt. #47.)
3. On March 10, 2021, Plaintiff filed her Second Amended Complaint. (Dkt. #50.) Plaintiff additionally filed an Unopposed Motion for Leave to File Plaintiff’s Second Amended Complaint out of an abundance of caution. (Dkt. #51.)

4. Plaintiff, Georgetown Place, and Singer stipulate that Plaintiff's Second Amended Complaint has effectively mooted Georgetown Place and Singer's Motion to Dismiss the claims asserted in Plaintiff's prior pleading.

5. Accordingly, Georgetown Place and Singer give notice that they are withdrawing their Motion to Dismiss (Dkt. #47.)

6. Georgetown Place and Singer intend to file its responsive pleading on or before March 24, 2021, to the Second Amended Complaint.

Respectfully submitted,

/s/Brent A. Devere
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GEORGETOWN PLACE AND SINGER

CERTIFICATE OF SERVICE

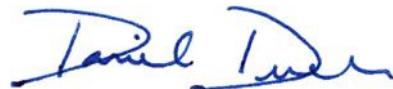
The undersigned hereby certifies that a true and correct copy of the foregoing document was served upon all counsel of record as indicated below on this 17th day of March 2021:

VIA ECF

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